

**15770. Misbranding of canned sardines. U. S. v. 49 Cases \* \* \*. (F. D. C. No. 28298. Sample No. 33144-K.)**

**LIBEL FILED:** November 18, 1949, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 19, 1949, by the H. G. F. Corp., from San Francisco, Calif.

**PRODUCT:** 49 cases, each containing 48 15-ounce cans, of sardines at New York, N. Y.

**LABEL, IN PART:** (Can) "New Day \* \* \* California Sardines In Tomato Sauce \* \* \* Contents 15 Oz. Avoir."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (Examination disclosed that the product was short of the declared weight.)

**DISPOSITION:** January 6, 1950. The Trans-Oceanic Sales Co., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled, under the supervision of the Food and Drug Administration.

**15771. Adulteration of frozen whitefish. U. S. v. 50 Boxes \* \* \*. (F. D. C. No. 22779. Sample No. 17079-H.)**

**LIBEL FILED:** April 2, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about March 14, 1947, by J. Kozloff, from Detroit, Mich.

**PRODUCT:** 50 100-pound boxes of frozen whitefish at Chicago, Ill.

**LABEL, IN PART:** "Jumbo Product of Canada Whitefish."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of parasitic worms.

**DISPOSITION:** The J. Kozloff Fish Distributors appeared as claimant and filed an answer to the libel. Subsequently, interrogatories were filed by the claimant and were answered by the Government.

On September 22, 1948, the claimant having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for salvage of the fit portion, under the supervision of the Food and Drug Administration. Segregation operations resulted in the salvage of 2,040 pounds of the product.

**15772. Adulteration of oysters. U. S. v. 93 Pints \* \* \*. (F. D. C. No. 28605 Sample No. 13703-K.)**

**LIBEL FILED:** December 27, 1949, Middle District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about December 19, 1949, by the Crisfield Packing Co., from Crisfield, Md.

**PRODUCT:** 93 1-pint cans of oysters at Scranton, Pa.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

**DISPOSITION:** January 20, 1950. Default decree of condemnation and destruction.

**15773. Adulteration of oysters. U. S. v. 87 Pints \* \* \*. (F. D. C. No. 28388. Sample No. 12550-K.)**

**LIBEL FILED:** November 25, 1949, Middle District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about November 18, 1949, by Sky Brothers, from Baltimore, Md.

**PRODUCT:** 87 1-pint cans of oysters at Lemoyne, Pa.

**LABEL IN PART:** "Oysters Standards \* \* \* 1 Pint Pride of The Chesapeake Oysters Packed by Carol Dryden & Co., Crisfield, Md."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (4), water had been added to the product and mixed and packed with it so as to increase its bulk or weight and reduce its quality.

**DISPOSITION:** December 19, 1949. Default decree of condemnation and destruction.

**15774. Adulteration of canned shrimp. U. S. v. 49 Cases \* \* \*. (F. D. C. No. 28370. Sample No. 42947-K.)**

**LIBEL FILED:** December 6, 1949, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about October 21, 1949, by the R. G. Lafaye Co., from New Orleans, La.

**PRODUCT:** 49 cases, each containing 48 5-ounce cans, of shrimp at Chicago, Ill.

**LABEL, IN PART:** "SU-Z-Q Favorite Wet Pack Shrimp."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed shrimp.

**DISPOSITION:** February 28, 1950. Default decree of condemnation and destruction.

**15775. Misbranding of canned shrimp. U. S. v. 23 Cases \* \* \*. (F. D. C. No. 28372. Sample No. 55728-K.)**

**LIBEL FILED:** December 1, 1949, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about September 26, 1949, by the Deepsouth Packing Co., New Orleans, La.

**PRODUCT:** 23 cases, each containing 48 5-ounce cans, of shrimp at Kansas City, Mo.

**LABEL, IN PART:** "Pride of New Orleans Brand Shrimp."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (2), the product failed to conform to the standard of fill of container for canned wet pack shrimp in nontransparent containers. The standard for such shrimp provides that the cut-out weight of the shrimp taken from each can shall be not less than 64 percent of the water capacity of the container, and the product failed to bear a statement that it fell below such standard.

**DISPOSITION:** January 11, 1950. Default decree. The court ordered that the product be delivered to a charitable institution.

**15776. Adulteration of frozen shrimp. U. S. v. 55 Cartons \* \* \*. (F. D. C. No. 28361. Sample No. 54355-K.)**

**LIBEL FILED:** November 17, 1949, Eastern District of Louisiana.

**ALLEGED SHIPMENT:** On or about October 13, 1949, by Iberia Gulf Fisheries, Inc., from Brownsville, Tex.

**PRODUCT:** 55 5-pound cartons of frozen shrimp at Baton Rouge, La.

**LABEL, IN PART:** "Frozen Shrimp Culls."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed shrimp.